

STEPTOE & JOHNSON J KEVIN ELLIS  
P O BOX 1616  
MORGANTOWN, WV 26507-1616

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DECLARATION OF OIL AND GAS NOTICE

(Tax Map 11, Sand Hill District, Marshall County, West Virginia)

The undersigned hereby declares:

(1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.

(2) The coal seam(s) or workable coal bed(s) owned or leased partly or wholly by the undersigned lies under the surface of lands described in the Exhibit A attached hereto and made a part hereof.

(3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY

CONSOLIDATION COAL COMPANY

CONSOL PENNSYLVANIA COAL COMPANY LLC

McELROY COAL COMPANY

RESERVE COAL PROPERTIES COMPANY

CNX LAND RESOURCES INC.

C/O LEATHERWOOD, INC.  
1000 CONSOL ENERGY DRIVE  
CANONSBURG, PA 15317-6506

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, has caused its corporate name to be subscribed hereto this 4 day of NOVEMBER, 2008, by  
D. P. LUCRAOONI, its ASSISTANT MANAGER, by authority duly given.

JAN PEST  
MARSHALL County 01:17:51 PM  
Instrument No 1262027  
Date Recorded 12/19/2008  
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Book-Page 675-265  
Recording Fee \$7.00  
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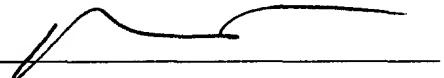
CONRHEIN COAL COMPANY  
a Pennsylvania corporation:

By: DEBBIE K. COLEMAN  
Its: ASSISTANT MANAGER

IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 4 day of NOVEMBER, 2008, by ROBERT P. KING, its VICE PRESIDENT, by authority duly given.

CONSOLIDATION COAL COMPANY

a Delaware corporation:

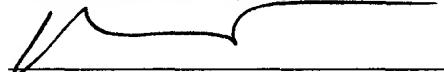
By: 

Its: VICE PRESIDENT

IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability company, has caused its corporate name to be subscribed hereto this 4 day of NOVEMBER, 2008, by ROBERT P. KING, its VICE PRESIDENT, by authority duly given.

CONSOL PENNSYLVANIA COAL COMPANY LLC

a Delaware limited liability company:

By: 

Its: VICE PRESIDENT

IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 4 day of NOVEMBER, 2008, by D. R. LIECPACKER, its VICE PRESIDENT, by authority duly given.

RESERVE COAL PROPERTIES COMPANY

a Delaware corporation:

By: 

Its: VICE PRESIDENT

IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 17 day of November, 2008, by CHARLES T. SHAYNAK, its VICE PRESIDENT, by authority duly given.

MCELROY COAL COMPANY  
a Delaware corporation:

By: Charles T. Shaynak  
Its: VICE PRESIDENT

IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its corporate name to be subscribed hereto this 4 day of NOVEMBER, 2008, by D. P. LIPRACCIEN, its VICE PRESIDENT, by authority duly given.

CNX LAND RESOURCES INC.  
a Delaware corporation:

By: D. P. Lipraccien  
Its: VICE PRESIDENT

NOTE: PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A GRANTOR, AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL SURFACE OWNER NAMES LISTED ON THE ATTACHED EXHIBIT A AS GRANTORS, ACCORDING TO LAST NAME AND/OR ENTITY NAME.

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared D. P. LIPRACCIEN, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the ASST. MANAGER of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 4 day of NOVEMBER, 2008.

Jane M. Young  
Notary Public

(SEAL)  
COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal  
Jane M. Young, Notary Public  
Cecil Twp., Washington County  
My Commission Expires June 20, 2009  
Member, Pennsylvania Association of Notaries  
4996863

My Commission expires JUNE 20, 2009

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared ROBERT P. KING, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of CONSOLIDATION COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 4 day of NOVEMBER, 2008.

(SEAL)

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Jane M. Young, Notary Public
Cecil Twp., Washington County
My Commission Expires June 20, 2009
Member, Pennsylvania Association of Notaries

Jane M. Young  
Notary Public  
My Commission expires JUNE 20, 2009

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared ROBERT P. KING, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of CONSOL PENNSYLVANIA COAL COMPANY LLC, a DELAWARE limited liability company, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 4 day of NOVEMBER, 2008.

(SEAL)

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Jane M. Young, Notary Public
Cecil Twp., Washington County
My Commission Expires June 20, 2009
Member, Pennsylvania Association of Notaries

Jane M. Young  
Notary Public  
My Commission expires JUNE 20, 2009

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared D. R. LIPPAZEN, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of RESERVE COAL PROPERTIES COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 4 day of NOVEMBER, 2008.

(SEAL)

COMMONWEALTH OF PENNSYLVANIA

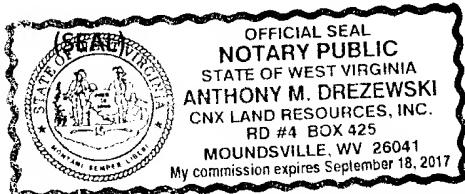
Notarial Seal
Jane M. Young, Notary Public
Cecil Twp., Washington County
My Commission Expires June 20, 2009
Member, Pennsylvania Association of Notaries

Jane M. Young  
Notary Public  
My Commission expires JUNE 20, 2009

STATE OF West Virginia  
COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF MARSHALL

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Before me, Anthony M. Drezewski, a Notary Public, on this day personally appeared CHARLES T. SAWYER, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of MCELROY COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of November, 2008.



Anthony M. Drezewski  
Notary Public

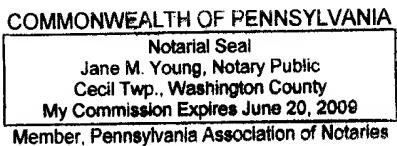
My Commission expires September 18, 2017

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared D. R. LIEPPACKEN, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of CNX LAND RESOURCES INC., a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 4 day of NOVEMBER, 2008.

(SEAL)



Jane M. Young  
Notary Public

My Commission expires JUNE 20, 2009

This Document Prepared By:

J. Kevin Ellis

WV Bar No. 9964

Steptoe & Johnson PLLC

1085 Van Voorhis Road

PO BOX 1616

Morgantown, WV 26507

(304) 598-8000

**EXHIBIT A - SURFACE TRACTS (SHOEMAKER MINE)**  
**Tax Map 11, Sand Hill Dist, Marshall County, West Virginia**

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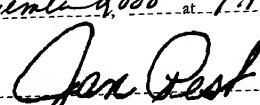
Tax Map	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
11	1	Merinar	Calvin C.	Rt 3 Box 172	Wheeling	WV	26003	39.40 Bruce Run Oil & Gas and Coalbed methane	555/593
11	2	Clayton	Charles W.	141 Glen Hollow Dr.	Wheeling	WV	26003	30 Wheeling Creek	486/262
11	3	Toland	Dorothy J.	3306 Astor Close	Somerville	NJ	8876	98.76 Wheeling Creek	324/271
11	4	Milfer	Dorothy T.	Rd 3 Box 169	Wheeling	WV	26003	122.112 A Sandhill	604/572
11	4.1	Temple	Donald Lee & Jessica M.	Rd 3 Box 168C	Wheeling	WV	26003	1.188 A Sandhill	637/93
11	6	Winters	Daniel Lee	RR 3 Box 153D	Wheeling	WV	26003	60.148 Wetzel Run	295/176
11	7	Storch	Joseph William & Ronda Jill	Rd 3 Box 155	Wheeling	WV	26003	9.70 Wetzel Run	586/332
11	8	Gray	Donald G. & David G.	Rd 3 Box 168C	Wheeling	WV	26003	133.787 A Sandhill	520/255
11	8.1	Gray	John S. & Thelma E.	Rd 3 Box 168A	Wheeling	WV	26003	.507 A Sandhill	513/314
11	8.2	Gray	Donald G. & Carolyn J.	Rd 3 Box 168	Wheeling	WV	26003	.593 A Sandhill	426/591
11	8.3	Temple	Terry & Beverly Jean Gray	Rd 5 Box 168B	Wheeling	WV	26003	1.011 A Sandhill	473/267
11	8.4	Gray	Donald G. & Carolyn Gray	Rd 3 Box 168	Wheeling	WV	26003	1.005 A Sandhill	481/575
11	8.5	Gray	David G. & Linda K.	Rd 3 Box 168AA	Wheeling	WV	26003	3.156 A Sandhill	491/559
11	8.6	Gray	David G. & Linda K.	Rd 3 Box 168AA	Wheeling	WV	26003	2.213 A Sandhill	506/669
11	8.7	Gray	John S. & Thelma E.	Rd 3 Box 168A	Wheeling	WV	26003	.800 A Sandhill	514/512
11	8.8	Consolidation Coal	Consolidation Coal	1800 Washington Rd	Washington	PA	15241	Surface R&W	538/676
11	8.9	Gray	Chad D. & Theresa L.	RR 3 Box 168AAA	Wheeling	WV	26003	1.775 A Sandhill 1989 mobile home	651/226
11	9	McCadle	Arnold Edw & Iva Alma	Rd 3 Box 123B	Moundsville	WV	26041	87.083 Wetzel Run	520/663
11	9.1	Ritchea	Walter M. & Ruth Ann	Rd 3 Box 158	Wheeling	WV	26003	2.618 Wetzel Run	425/674
11	9.2	Hilberry	Paul F. & Martha	Rd 3 Box 159	Wheeling	WV	26003	3.765 A Wetzel Run	438/334
11	9.3	Hilberry, Jr.	Paul E.	Rd 3 Box 159A	Wheeling	WV	26003	2.694 A Wetzel Run	477/584
11	10	Klages	Mary Ann	Rd 3 Box 155A	Wheeling	WV	26003	49.206 A Sandhill	598/3
11	10.1	Klages	Mary Ann	Rd 3 Box 155A	Wheeling	WV	26003	.918 A Sandhill	598/3
11	10.2	Sandhill Cemetery Trus	Sandhill Cemetery Trus	1500 Chaplin St.	Wheeling	WV	26003	1.876 A Sandhill	629/216
11	11	ME. Church Trustees	ME. Church Trustees	Unknown	Exempt			Lot Sandhill	301/338
11	12	Storch	Joseph William & Rhonda Jill	Rd 3 Box 155	Wheeling	WV	26003	68.9025 Sandhill	586/332
11	12.1	Sheets, Sr.	Charles A.	Rd 3 Box 147	Wheeling	WV	26003	0.1075 A Sandhill	573/16
11	12.2	Storch	Lois M.	Rd 3 Box 144	Wheeling	WV	26003	25 A Sandhill	588/258
11	13	Storch	Joseph William & Rhonda Jill	Rd 3 Box 155	Wheeling	WV	26003	15.44 Sandhill	586/332

EXHIBIT A - SURFACE TRACTS (SHOEMAKER MINE)  
 Tax Map 11, Sand Hill Dist, Marshall County, West Virginia

Tax Map	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
11	14	Hazlett	Frederick S.	Rd 3 Box 140	WHEELING	WV	26003	278.844 A Sandhill D&G & Coal Bed Methane	63/314
11	14.1	Hazlett	James Benton	Rd 3 Box 140A	WHEELING	WV	26003	1.116 A Sandhill	578/153
11	15	Junkins, Jr.	Ronald D.	Rd 3 Box 153	WHEELING	WV	26003	61.52 Viola	541/284
11	16	Thomas	Richard Lee Barton	Rd 3 Box 165	WHEELING	WV	26003	301.84 A WHEELING CREEK	630/619
11	17	ME Church	ME Church	800 7th St.	Moundsville	WV	26041	Parcel Sandhill	

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 4th day of November 2006, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 19th day of December 2006 at 1:17 o'clock P.M.

TESTE:  Clerk.